

Laws 2013, Chapter 129 (HB 2183)

Informational Meeting

July 31, 2013

9:00 AM – 10:00 AM

Agenda

- ▶ Introduction
- ▶ Bill Summary
- ▶ Implementation Approach
- ▶ What's Next
- ▶ Questions?

Bill Summary

Laws 2013, Chapter 129 (HB 2183)

Link to the text: http://azsos.gov/public_services/LegislativeFilings/PDFs/2013/51st_Legislature_1st_Regular_Session/CH_129.pdf

Generally,

- Changed most of the entities licensed under Arizona Revised Statutes (A.R.S.) , Title 32 to contracted entities under A.R.S. Title 28.
- Created new subcategories of Authorized Third Parties:
 - Authorized Third Party Driver License Providers
 - Test and Process
 - Authorized Third Party Driver License Training Providers
 - Train
 - Authorized Third Party Commercial Driver License Examiners
 - Skills Testing
- Allowed a person with a Class D license to operate a motorized touring vehicle.
- Changed traffic survival school (TSS) licensing from Title 32 to Title 28.

Bill Summary

BUSINESS TYPE	CURRENT STATE	POST-HB2183 IMPLEMENTATION
Commercial Driver License Professional Driver Training Schools (PDS)	Statutory Authority: Title 32, Chapter 23 Regulatory Relationship: Licensed	Statutory Authority: Title 32, Chapter 23 Regulatory Relationship: Licensed
Commercial Driver License Examination (CDLE)	Statutory Authority: Title 28, Chapter 13 Regulatory Relationship: Contracted	Statutory Authority: Title 28, Chapter 13 Regulatory Relationship: Contracted
Class D & G PDS	Statutory Authority: Title 32, Chapter 23 Regulatory Relationship: Licensed	Statutory Authority: Title 28, Chapter 13 Regulatory Relationship: Contracted
Motorcycle PDS	Statutory Authority: Title 32, Chapter 23 Regulatory Relationship: Licensed	Statutory Authority: Title 28, Chapter 13 Regulatory Relationship: Contracted
Special Performance Evaluation PDS	Statutory Authority: Title 32, Chapter 23 Regulatory Relationship: Licensed	Statutory Authority: Title 28, Chapter 13 Regulatory Relationship: Contracted
High School Driver Education	Statutory Authority: Title 28, Chapter 8 with provision in Title 32, Chapter 23 for reporting to ADE on instructor driver licenses Regulatory Relationship: ADE Certified	Statutory Authority: Title 28, Chapter 8 entirely Regulatory Relationship: ADE Certified
Third Party Driver License	Statutory Authority: Title 28, Chapter 13 Regulatory Relationship: Contracted (limited)	Statutory Authority: Title 28, Chapter 13 Regulatory Relationship: Contracted
Traffic Survival School (TSS)	Statutory Authority: Title 32, Chapter 23 Regulatory Relationship: Single Vendor Contract; Schools, Branches & Instructors Licensed	Statutory Authority: Title 28, Chapter 8 Regulatory Relationship: Single Vendor Contract; Schools Licensed; No Instructor or Branch License – Requirements in rule

Bill Summary

Effective Dates

Motorized Touring Vehicle	September 13, 2013
Definition of Traffic Survival School	September 13, 2013
Change in term “training and educational sessions”	September 13, 2013
Authorized Third Party application denial/hearing	September 13, 2013
Authorized Third Party summary suspension	September 13, 2013
Authorized Third Party Driver License Provider	June 1, 2014
Authorized Third Party Commercial Driver License Examiner	July 1, 2014
Authorized Third Party Driver License Training Provider	July 1, 2014
Traffic Survival School licensing changes	July 1, 2014

Bill Summary

THIRD PARTY DRIVER LICENSE PROVIDER	THIRD PARTY DRIVER LICENSE TRAINING PROVIDER (PDS)	TRAFFIC SURVIVAL SCHOOL	CDL – PDS & CDLE	MOTORIZED TOURING VEHICLE
28-3164	28-3158	28-101	28-5101.03	28-3101
28-5101	28-3164	28-645	28-5102	Sec. 27
25-5101.01	28-3323	28-647	28-5104	
28-5102	28-5101.02	28-672	28-5107	
28-5104	28-5102	28-695	28-5108	
28-5107	28-5107	28-3303	32-2351	
28-5108	28-5108	28-3306	32-2353	
Sec. 27	Sec. 27	28-3307	Sec. 27	
Sec. 29	Sec. 30	28-3321	Sec. 31	
	Sec. 31	28-3411		
		28-3412		
		28-3413		
		28-3414		
		28-3415		
		28-3416		
		28-3417		
		28-3418		
		28-6991		
		41-619.51		
		41-1758		
		41-1758.01		
		Sec. 27		
		Sec. 28		
		Sec. 30		
		Sec. 31		

Bill Summary

Authorized Third Party Driver License Providers

- Bonds for Driver License Providers
 - Initial application \$300,000
 - \$100,000 for each location
 - Covers both driver license and title and registration functions
 - Total is not to exceed \$1,000,000
 - Government entities are exempt from the bond requirements

Bill Summary

Authorized Third Party Driver License Providers

- **Qualifications**
 - Has been an authorized Third Party for the preceding 3 years
 - Completed at least 1,000 retention transactions per month in the preceding calendar year
 - Is in good standing with ADOT
- **Requirements**
 - Perform skills and written testing
 - Process all types of driver license transactions
 - Has a facility plan with adequate space and equipment necessary for each location
 - Must follow quality assurance requirements
 - Certified Driver License Processors
 - ✓ Must be available at each location during business hours
 - ✓ Qualified to perform transactions relating to ignition interlocks and driver license reinstatements and to recognize fraudulent documents

Bill Summary

All Authorized Third Parties

- Suspension/Cancellation
 - Summary Suspension may be ordered for:
 - ✓ Title or Registration Fraud
 - ✓ Driver License or Identification License Fraud
 - ✓ Improper Disclosure of Personal Information
 - ✓ Bribery
 - ✓ Theft

Implementation Approach

Implementation – Authorized Third Party Driver License Provider Expansion

- Establish authorized agreement application process, requirements, and initial duration
- Communicate hardware and software requirements
- Develop certified processor training*
 - Delivery methods
 - Curriculum
- Expand and refine quality assurance process*
- Revise suspension/cancellation process
- Adopt administrative rules and procedures*
- Rollout plan*

**Requesting specific stakeholder input*

What's Next

- ADOT will continue to work through the implementation process
- Receive and evaluate input from stakeholders via the following website
 - <http://www.azdot.gov/hb2183comments>
- Status reports and follow up meetings set approximately every two months starting in September

Questions?